

Summary of Police Employment Cases

BPD Officer	Separation Date	Lawsuit Filed/Date of Filing	Status of Lawsuit
Omar Rodriguez*	April 15, 2010	5/28/09 (State Court) Discrimination	Dismissed with prejudice
		4/11/11 (Federal Court) Wrongful Termination	Dismissed with prejudice
Elfego Rodriguez*	April 10, 2010	5/28/09 (State Court) Discrimination	Summary judgment granted to the City. Affirmed on appeal.
		6/8/11 (Federal Court) Wrongful Termination	Case dismissed by court.
		12/21/12 (State Court) Petition for Writ (regarding ruling on administrative appeal upholding termination)	Answer filed and administrative record filed with the Court. Court upheld the termination in August 2014
		3/1/13 (Federal Court) Discriminatory discharge.	Plaintiff dismissed the case without serving City.
Steve Karagiosian*	Current employee	5/28/09 (State Court) Discrimination, harassment	Racial discrimination claim dismissed on summary judgment.
			Trial held on racial harassment claim March 19, 2012, jury awarded plaintiff \$150,000 and court granted attorney fees/costs of \$900,000. City filed appeal on July 12, 2012. Awaiting oral argument at the Court of Appeal.
Cindy Guillen-Gomez*	Current employee	5/28/09 (State Court) Discrimination, sexual harassment	City filed summary judgment motion; the court granted the motion in part and overruled in part.
			Trial held in May 2012 on remaining issues of pregnancy discrimination; race & gender harassment. Jury verdict in City's favor. Plaintiff has appealed the grant of summary adjudication on some of plaintiff's original claims of discrimination. Awaiting oral argument at the Court of Appeal.
Jamal Childs*	Current employee	5/28/09 (State Court) Discrimination	Case dismissed on summary judgment. Appeal abandoned.

* All 5 of these plaintiffs sued City in one case.

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Bill Taylor	June 10, 2010	6/22/09 (State Court) Retaliation and wrongful termination	Trial held March 5, 2012, jury awarded plaintiff \$1.29 million in damages and court awarded \$820,000 in attorneys fees and costs. City filed appeal from judgment on June 29, 2012. Appellate court ruled against City and City has paid the judgement against it.
Chris Dunn	July 17, 2008	7/24/09 (State Court) Violations of Fair Employment & Housing Act and Police Officer Bill of Rights	Case dismissed on summary judgment. Plaintiff appealed. Court of Appeal affirmed granting of summary judgment for City.
Angelo Dahlia	June 15, 2010	7/13/10 (State Court) Alleges that BPD officers engaged in a pattern of conduct that deprived him of his constitutional rights.	All defendants moved to dismiss. All defendants dismissed except one cause of action against the City. Dahlia has appealed the dismissals. The one cause of action remaining against the City has been stayed pending outcome of internal City appeal process.
		11/17/2009 (Federal Court) First Amendment Violations	Defendant City and defendant police officers filed motions to dismiss which were granted. Defendant Stehr's motion for summary judgment was denied pending discovery. Stehr appealed the denial of the MSJ to the Ninth Circuit, which ruled that Stehr is entitled to qualified immunity; meaning he will not be liable. Dahlia appealed the granting of the City and defendant police officers' dismissal to the Ninth Circuit. Ninth Circuit, which affirmed dismissal of all defendants. Dahlia requested an En Banc hearing, which was granted; meaning 11 judges of the 9th Circuit will rehear the matter. The En Banc panel of the 9th Circuit reversed the trial court and the federal suit was reinstated. The parties agreed to mediation and reached a global settlement of both the state and federal court actions. The cases were dismissed in August 2014.

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Chris Canales	June 16, 2010	4/19/11 (State Court) Cross-Complaint filed for indemnity for attorneys fees and violation of Police Officer Bill of Rights.	SLAPP granted in favor of most City defendants. Attorney's fees and costs awarded in favor of the City Defendants in the amount of \$32,018.94. Canales appealed and then dismissed. Remaining cause of action on the cross-complaint stayed pending outcome of internal City appeal process. Parties settled this matter and the case was dismissed in August 2014
Jose Duran	Retired	4/19/11 (State Court) Cross-Complaint filed for indemnity for attorneys fees and violation of Police Officer Bill of Rights.	SLAPP granted in favor of most City defendants. Attorney's fees and costs awarded in favor of the City Defendants in the amount of \$32,018.94. Duran appealed and then dismissed appeal. Duran dismissed complaint.
Pete Allen	June 16, 2010	1/6/12 (Federal Court) Retaliation in connection with his termination. 1/12/13 (State Court) Retaliation in connection with his discharge	City's Motion to Dismiss granted. City filed a demur and a SLAPP motion to dismiss the case against the City. Trial court denied our motions. City has appealed the denial of the SLAPP motion. Court of Appeal reversed the trial court and ruled in favor of the City. The case will be dismissed.
Steve Karagiosian	Current Employee	3/12/12 (State Court) Complaint alleges City posted portions of his BPD personnel file on the City's website	SLAPP granted in favor of City, which disposed of case in City's favor. Attorney's fees and costs awarded in favor of the City in the amount of of \$20,437.29. Karagiosian has satisfied the judgment.

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